

1 TASHA PARIS CHALFANT (SBN 207055)
2 THE LAW OFFICE OF TASHA PARIS CHALFANT
3 5701 Lonetree Blvd., Suite 312
4 Rocklin, California 95765
5 Tel. (916) 444-6100
6 Fax (916) 930-6093
7 E-mail: tashachalfant@gmail.com

8 Attorney for Defendant
9 JORDAN T. PIPER

10 IN THE UNITED STATES DISTRICT COURT FOR THE
11 EASTERN DISTRICT OF CALIFORNIA

12
13 UNITED STATES OF AMERICA, } No. 2:22-MJ-00097 CKD
14 Plaintiff, } STIPULATION REGARDING
15 v. } EXCLUDABLE TIME PERIODS UNDER
16 JORDAN T. PIPER, } SPEEDY TRIAL ACT; FINDINGS AND
Defendant. } ORDER
17

18 **STIPULATION**

19 Plaintiff United States of America, by and through its counsel of record Assistant United
20 States Attorney ROGER YANG, and the Defendant, JORDAN T. PIPER, by and through his
21 counsel of record TASHA PARIS CHALFANT, hereby stipulate and request that the Court make
22 the following findings and Order as follows:

- 23 1. By previous order, this matter was set for preliminary hearing on January 19, 2023.
24 2. By this stipulation, the defendant now moves to continue the preliminary hearing
until March 16, 2023, and to exclude time between January 19, 2023, and March 16, 2023, under
Local Code T4. The defendant consents to this extension of time, and requests that the Court find

28 STIPULATION AND ORDER FOR CONTINUANCE OF PRELIMINARY HEARING
AND FOR EXCLUSION OF TIME

1 good cause to extend time for the preliminary hearing under Rule 5.1(d). Plaintiff does not oppose
2 this request.

3 3. The parties agree and stipulate, and request that the Court find the following:

4 a. The government prepared a protective order and sent the first production of
5 discovery. This includes over 800 pages with investigative reports in electronic form, as well as
6 photographs, video files and spreadsheets. There is also a significant amount of electronic,
7 protected data which can only be viewed at the FBI field office due to the protective order. All of
8 this discovery has either been produced directly to counsel, and/or made available for inspection
9 and copying.

10 b. Counsel for the defendant desires additional time to review the discovery, develop
11 the case, conduct investigation, consult with her client, consult with experts, conduct research,
12 discuss potential resolution, and to explain the consequences and guidelines.

13 c. In addition to the public health concerns cited by General Order 611 and presented
14 by the evolving COVID-19 pandemic, an ends-of-justice delay is particularly apt in this case
15 because counsel or other relevant individuals have been encouraged to telework, minimize
16 personal contact to the greatest extent possible and not conduct visits at the county jails. It will be
17 difficult to avoid personal contact should the hearing proceed.

18 d. Counsel for the defendant believes that failure to grant the above-requested
19 continuance would deny her the reasonable time necessary for effective preparation, taking into
20 account the exercise of due diligence.

21 e. The government does not object to the continuance.

22 f. Based on the above-stated findings, the ends of justice served by continuing the

23
24 STIPULATION AND ORDER FOR CONTINUANCE OF PRELIMINARY HEARING

25
26 AND FOR EXCLUSION OF TIME

case as requested outweigh the interest of the public and the defendant in a trial within the original date prescribed by the Speedy Trial Act.

g. For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161, et seq., within which trial must commence, the time period of January 19, 2023, to March 16, 2023, inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local Code T4] because it results from a continuance granted by the Court at defendant's request on the basis of the Court's finding that the ends of justice served by taking such action outweigh the best interest of the public and the defendant in a speedy trial.

4. Nothing in this stipulation and order shall preclude a finding that other provisions of the Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial must commence.

All counsel has reviewed this proposed order and authorized Tasha Chalfant to sign it on their behalf.

IT IS SO STIPULATED.

Dated: January 13, 2023 by: /s/Tasha Chalfant for
ROGER YANG
Assistant U.S. Attorney
Attorney for Plaintiff

Dated: January 13, 2023 by: /s/Tasha Chalfant
TASHA CHALFANT
Attorney for Defendant
JORDAN T. PIPER

ORDER

The Court, having received, read, and considered the stipulation of the parties, and good cause appearing therefrom, adopts the stipulation of the parties in its entirety as its order. Based on the stipulation of the parties and the recitation of facts contained therein, the Court finds that the failure to grant a continuance in this case would deny defense counsel reasonable time necessary for effective preparation, taking into account the exercise of due diligence. The Court finds that the ends of justice to be served by granting the requested continuance outweigh the best interests of the public and the defendant in a speedy trial.

The Court orders that the time from the date of the parties' stipulation, January 19, 2023, to and including March 16, 2023, preliminary hearing date shall be excluded from computation of time within which the trial of this case must be commenced under the Speedy Trial Act, pursuant to 18 U.S.C §3161(h)(7)(A) and (B) (iv), and Local Code T4 (reasonable time for defense counsel to prepare). The Court finds good cause to extend time for the preliminary hearing under Rule 5.1(d). It is further ordered that the presently set January 19, 2023, preliminary hearing shall be continued to March 16, 2023, at 2:00 p.m. before Magistrate Judge Barnes.

IT IS SO FOUND AND ORDERED.

Dated: January 13, 2023

Kendall J. Newman
KENDALL J. NEWMAN
UNITED STATES MAGISTRATE JUDGE

STIPULATION AND ORDER FOR CONTINUANCE OF PRELIMINARY HEARING

AND FOR EXCLUSION OF TIME